



UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
RECORDS DISCLOSURE COVER SHEET
FOI/PA BRANCH
RECORDS MANAGEMENT DIVISION

AUG 8 1977

Subject of Request:

REGISTERED

Assassination of
Dr. Martin Luther
King, Jr.

Mr. Harold Weisberg
Route 12
Frederick, Maryland 21701

Dear Requester:

Enclosed are copies of documents from our files. Excisions have been made from these documents and/or entire documents withheld in order to protect materials which are exempted from disclosure by the following subsections of Title 5, United States Code, Section 552 and Section 552a. The exemption number(s) indicated by a mark appearing in the block to the left of the subsection cited constitutes the authority for withholding the deleted material. (See below and reverse side of this sheet for an explanation of these exemptions.)

Section 552

- (b) (1)
- (b) (2)
- (b) (3)
- (b) (4)
- (b) (5)
- (b) (6)

- (b) (7) (A)
- (b) (7) (B)
- (b) (7) (C)
- (b) (7) (D)
- (b) (7) (E)
- (b) (7) (F)
- (b) (8)
- (b) (9)

Section 552a

- (d) (5)
- (j) (2)
- (k) (1)
- (k) (2)
- (k) (3)
- (k) (4)
- (k) (5)
- (k) (6)
- (k) (7)

The decision to withhold exempt portions of our records is the responsibility of Clarence M. Kelley, Director of the FBI.

If you believe your name may also have been recorded by the FBI incident to the investigation of other persons or some organization, please advise us of the details describing the specific incident or occurrence and time frame. Thereafter, further effort will be made to locate, retrieve and process any such records.

Your request for information concerning yourself has been considered in light of the provisions of both the Freedom of Information Act (FOIA) (Title 5, United States Code, Section 552) and the Privacy Act of 1974 (Title 5, United States Code, Section 552a). It has been determined by the Attorney General that requests by individuals seeking information about themselves are governed by the Privacy Act. In addition, as a matter of administrative discretion, any documents which were found to be exempt from disclosure under the Privacy Act were also processed under the provisions of the FOIA. Through these procedures, you have received the greatest degree of access authorized by both laws.

You have thirty days from receipt of this letter to appeal to the Deputy Attorney General from any denial contained herein. Appeals should be directed in writing to the Deputy Attorney General (Attention: Office of Privacy and Information Appeals), Washington, D. C. 20530. The envelope and the letter should be clearly marked "Freedom of Information Appeal" or "Information Appeal."

See additional information on continuation page.

James M. Powers, Chief
Freedom of Information-Privacy Acts Branch
Records Management Division

Enclosures (13)

Mr. Harold Weisberg

This release is comprised of documents from Headquarters' files pertaining to the following subjects: The Invaders, Memphis Sanitation Workers Strike, James Earl Ray, Judge Preston Battle, James H. Lesar and The Committee to Investigate Assassinations. In addition, various references pertaining to these subjects appeared in other files and were accordingly processed and included in this release. Main files pertaining to yourself and Mr. Lesar are being processed elsewhere pursuant to your respective separate requests for same. This release concludes the processing of all Headquarters' files which are responsive to your December 23, 1975, Freedom of Information Act (FOIA) request. Interim releases will continue to be made until all referrals, appeals or other related matters are resolved.

A search of the Electronic Surveillance Indices conducted by the FBI revealed that James Earl Ray, James H. Lesar, Judge Preston Battle or yourself were never the subject of an electronic surveillance conducted by this Bureau. Furthermore, a review of our files revealed no information to indicate that any of you were ever the subject of any form of surveillance conducted by this Bureau.

Information concerning the numerous other individuals listed in your request can only be released pursuant to the submission of their notarized signatures authorizing same. It is noted that a considerable amount of information pertaining to some of these persons and their relation to the Murkin investigation, which is considered to be of a public nature, has been released during the course of processing the Headquarters' Murkin file.

Documents currently being released consist of 1,934 pages. Pursuant to the \$.06 per page duplication fee as established by the Department of Justice, the amount due for this material is \$116.04. Please remit a check in the amount of \$116.04, made payable to the Federal Bureau of Investigation in payment of these fees.

Mr. Harold Weisberg

In response to your letter dated July 28, 1977, the following information is set forth. All crime scene photographs which were located at Headquarters have been made available to you with the exception of the Time-Life photographs which were denied. Also, all laboratory documents in the Murkin file were perused in order to locate those dealing with ballistics, spectrography or the examination of cigarette butts. All those laboratory documents pertaining to these examinations were released to you. The Laboratory Division has advised that they no longer retain any Murkin documents which were not sent to file. It is possible that a specific document may have inadvertently been overlooked in the process of reviewing more than 3,000 pages of laboratory documents in the effort to extract only those relating to your specific request. However, due diligence was employed in this review, and it is felt unlikely that such an oversight occurred. If, from your knowledge, you can direct us toward specific documents, every effort will be made to locate such documents and provide them to you.

Also included in this release are two pages showing an artist's sketch of a suspect and duplicated copies of three photographs of Dr. Prosch. Additionally, Serial 4003 is being released pursuant to the Department of Justice appeal review. We are also returning to you at this time more legible copies of those worksheets which you had requested. There are no fees assessed for the release of these pages.

We are currently processing the Memphis Field Office files which pertain to the various subjects of your December 23, 1975, FOIA request. This material will be released to you periodically after processing is completed and the Department of Justice has conducted its appeal review of each proposed release.

We anticipate that we will begin the release of Memphis documents within the next two weeks.

Your patience and cooperation are appreciated.